

### **REMARKS AND ARGUMENTS**

Applicant thanks the Examiner for graciously working with Applicant to understand the Examiner's interpretation of the cited documents. Such guidance is invaluable to both of us in our common goal of an expedited prosecution of this patent application.

Applicant respectfully requests reconsideration and allowance of all of the claims of the application. Claims 1, 3-14 and 16-23 are presently pending. Claims amended herein are 1, 3, 7-9 and 12-14, 16 and 20. Claims 21-23 are canceled herein. No claims are added herein.

#### **Allowable Subject Matter**

Applicant would like to thank the Examiner for allowing claims 21-23. Claims 21-23 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the base claims and any intervening claims.

Claims 21, 22 and 23 are dependent upon independent claims 1, 9 and 14 respectively. Independent claim 1 is rewritten herein to incorporate the allowable subject matter of claim 21. Similarly, independent claims 9 and 14 are rewritten herein to incorporate the allowable subject matter of claims 22 and 23 respectively. Claims 21-23 are canceled herein, and objection to these claims are therefore moot.

Since independent claims 1, 9 and 14 contain the allowable subject matter indicated on Action p. 13, Applicant respectfully submits that these claims are allowable for at least this reason. It is axiomatic that any dependent claim which depends from

these allowable base claims is also allowable. Additionally, some or all of these claims may also be allowable for additional independent reasons.

**Claim Rejections under 35 U.S.C. § 112 1<sup>st</sup> paragraph**

The Examiner rejects claims 1, 9 and 14 under 35 U.S.C. § 112, 1<sup>st</sup> paragraph, as failing to comply with the written description requirement. In particular, the Examiner indicates that the claims contain subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor, at the time the application was filed, had possession of the claimed invention. Applicant respectfully traverses this rejection.

However, without conceding the propriety of the rejection and in the interest of expediting prosecution, Applicant amends claims 1, 9 and 14 herein to avoid the use of "a wireless communications controller adapted...to transmit a first user request from the first user to the second user to change the first boundary condition to a second boundary condition." Such amendments are made to expedite prosecution and should not be construed as further limiting the claimed invention in response to the cited documents.

Accordingly, Applicant respectfully requests the withdrawal of the rejection to these claims.

**Claim Rejections under 35 USC § 103(a)**

The Examiner rejects claims 1, 3-14 and 16-20 under 35 U.S.C. § 103. The Examiner's rejections are based upon the following documents alone and/or in combination:

- **Jones** : *Jones, JR.*, US Patent Publication No. 2001/0042849;
- **Kornhauser** : *Kornhauser et al.*, US Patent Publication No. 2004/0078139; and
- **Chaco** : *Chaco*, US Patent No. 7,034,690.

Applicant respectfully traverses this rejection. As discussed previously, Applicant has amended independent claims 1, 9 and 14 to include the allowable subject matter indicated on Action p. 13. More particularly, claims 1, 9 and 14 now recite at least the feature "wherein the boundary condition comprises a warning boundary condition, the warning boundary condition including a start and threshold boundary condition, wherein the audible alarm having a first volume is generated if the telecommunications device is determined to be beyond the start boundary condition of the warning boundary condition and increases to a maximum volume when the threshold boundary condition is reached." Applicant is unable to find any disclosure, teaching or suggestion of at least this feature in any of the cited documents, alone or in combination.

Based on at least the foregoing reasons, independent claims 1, 9 and 14, as well as their directly or indirectly dependent claims 3, 12-13 and 16-20, are patentable over Jones, Kornhauser and Chaco, alone or in combination. Additionally, some or all of these claims may also be allowable for additional independent reasons.

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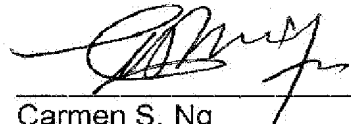
**Conclusion**

In view of the foregoing, Applicant believes that all claims now pending in this application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If any issues remain that prevent issuance of this application, the Examiner is **urged to contact me** before issuing a subsequent Action. Please call or email me at your convenience.

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Respectfully submitted,



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